

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

CARLOS AGUIAR,)	
Plaintiff(s))	
)	
v.)	C.A. No. 04-12011-MLW
)	
LIMA & CURA FISHING CORP.)	
Defendant(s))	

SETTLEMENT ORDER OF DISMISSAL

WOLF, D.J.

The Court having been advised on October 6, 2006 by counsel for the plaintiff that the above-captioned action settled:

It is hereby ORDERED that this action is hereby DISMISSED without prejudice to reconsideration and possible reopening if within 60 days of this Order a motion is filed which represents that the terms of the settlement agreement have not been performed and there is good cause for the non-performing party or parties to have failed to perform.

If no such motion is filed within 45 days of this Order, the case may only be reopened upon a meritorious motion pursuant to Fed. R. Civ. P. 60. See Pratt v. Philbrock, 109 F.3d 18 (1st Cir. 1997).

By the Court:
Sarah A. Thornton, Clerk

October 6, 2006
Date

/s/Dennis O'Leary
Deputy Clerk